#### **PRESENTATION OF PREFILED RESOLUTIONS:**

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR FUDOLI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER TO WIT:

**RESOLVED,** that the minutes of the Joint Meeting of the Town Board and the Planning Board held May 5, 2014 and the Regular Meeting of the Town Board held May 5, 2014 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM VOTED

COUNCIL MEMBER AQUINO VOTED

COUNCIL MEMBER RUFFINO VOTED

COUNCIL MEMBER STEMPNIAK VOTED

SUPERVISOR FUDOLI VOTED

May 19, 2014

File: RMIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR FUDOLI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER, TO WIT:

**RESOLVED,** that the following Audited Claims be and are hereby ordered paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the Assistant to the Supervisor, to wit:

Claim No. 35458 to Claim No. 35661 Inclusive

Total amount hereby authorized to be paid: \$888,007.34

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

May 19, 2014

File: Rclaims

## THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCIL MEMBER STEMPNIAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER TO WIT:

**RESOLVED** that the following Building Permit applications be and are hereby reaffirmed:

**CODES:** 

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster are waived for

this permit.

(CSW) = Conditional sidewalk waiver

(V/L) = Village of Lancaster

#### **NEW PERMITS:**

| Pmt # | SW | Applicant Name                 | Address               | STRUCTURE           | Village |
|-------|----|--------------------------------|-----------------------|---------------------|---------|
| 22610 |    | Evelena P. Ontiveros           | 239 Pleasant View Dr  | Er. Fence           |         |
| 22611 |    | Majestic Pools Inc.            | 20 Sterling Pl        | Er. Pool-In Grnd    |         |
| 22612 |    | Michael & Cynthia Reeb         | 217 Nathan's Trl      | Er. Pool-Abv Grnd   |         |
| 22613 |    | Jeffrey Loga                   | 43 Pavement Rd        | Er. Shed            |         |
| 22614 |    | Roger L. Russ                  | 50 Park Blvd          | Re-Roof             | (V/L)   |
| 22615 |    | Amy Michalek                   | 9 Parkdale Dr         | Er. Fence           |         |
| 22616 |    | Christopher J. Gates           | 2 Devonshire Ln       | Re-Roof             |         |
| 22617 |    | Timothy & Karlyn Finucane      | 6357 Genesee St       | Dem. Bldg           |         |
| 22618 |    | Matthew & Antonio Contracting  | 27 Traceway           | Re-Roof             |         |
| 22619 |    | Matthew & Antonio Contracting  | 24 Traceway           | Re-Roof             |         |
| 22620 |    | Chester Czubinski              | 213 Warner Rd         | Er. Deck            |         |
| 22621 |    | Lucas & Rachel James           | 103 Sawyer Ave        | Er. Res. Apartment  | (V/L)   |
| 22622 |    | United Home Improvement Co.    | 5137 William St       | Re-Roof             |         |
| 22623 |    | Dale & Mary Jo Anne Roselle    | 12 Bridgewater Ct     | Er. Res. Alt.       |         |
| 22624 |    | Dale & Mary Jo Anne Roselle    | 12 Bridgewater Ct     | Re-Roof             |         |
| 22625 |    | Melissa Severyn                | 741 Schwartz Rd       | Er. Res. Alt.       |         |
| 22626 |    | Larry & Janet Rohloff          | 5685 Broadway         | Re-Roof             |         |
| 22627 |    | Aerial Roofing & Exterior Inc. | 13 Farmview Ct        | Re-Roof             |         |
| 22628 |    | Picket Fence & Exteriors Inc.  | 42 Wainwright Ct      | Er. Fence           |         |
| 22629 |    | WDS Renovations Inc.           | 115 Norris Ave        | Re-Roof             | (V/L)   |
| 22630 |    | The Vinyl Outlet Inc.          | 5 Quail Hollow        | Er. Fence           |         |
| 22631 |    | Michael R. Eddy                | 21 Michael Anthony Ln | Er. Pool-Abv Grnd   |         |
| 22632 |    | Daniel J Steixner              | 63 Chestnut Corner    | Er. Pool-Abv Grnd   |         |
| 22633 |    | Norman S Peters                | 10 Highland Pl        | Er. Deck            | (V/L)   |
| 22634 |    | Robert & Nicole Klaczyk        | 29 Michael's Walk     | Re-Roof             |         |
| 22635 |    | Richard Skrabski               | 228 Broezel Ave       | Er. Pool-Abv Grnd   |         |
| 22636 |    | Lovejoy Builders Inc.          | 6 Joseph Dr           | Er. DwlgSin.        |         |
| 22637 |    | Todd R Strange                 | 8 Prairie Ln          | Er. Shed            |         |
| 22638 |    | Schuster Construction LLC      | 11 Signal Dr          | Re-Roof             |         |
| 22639 |    | David Raymond                  | 11 Glendale Dr        | Re-Roof             |         |
| 22640 |    | Michael & Karen Del Valle      | 137 Nathan's Trl      | Er. Res. Alt.       |         |
| 22641 |    | Stephen Urbanski               | 428 Lake Ave          | Er. Fence           |         |
| 22642 |    | The Kaz Company                | 934 Townline Rd       | Re-Roof             |         |
| 22643 |    | The Kaz Company                | 6 Village View        | Re-Roof             |         |
| 22644 |    | PJK Roofing Inc.               | 26 Pleasant Ave       | Re-Roof             | (V/L)   |
| 22645 |    | Marrano/Marc Equity            | 34 Newberry Ln        | Er. DwlgSin.        |         |
| 22646 |    | Marrano/Marc Equity Corp.      | 1 Cumberland St       | Er. Townhouses      |         |
| 22647 |    | Marrano/Marc Equity Corp.      | 3 Cumberland St       | Er. Townhouses      |         |
| 22648 |    | Marrano/Marc Equity Corp.      | 9 Cumberland St       | Er. Townhouses      |         |
| 22649 |    | Marrano/Marc Equity Corp.      | 11 Cumberland St      | Er. Townhouses      |         |
| 22650 |    | Bruce & Lucy Burger            | 149 Brunck Rd         | Re-Roof             |         |
| 22651 |    | Jason Brotea                   | 31 Grafton Ct         | Er. Shed            |         |
| 22652 |    | Mark & Trisha Nowak            | 188 Erie St           | Er. Comm. Add./Alt. | (V/L)   |
| 22653 |    | Mark & Denise Szymusiak        | 5671 Broadway         | Er. Sign - Temp     |         |
| 22654 |    | JDI Construction               | 32 St Marys St        | Er. Res. Add.       | (V/L)   |
| 22655 |    | JDI Construction               | 32 St Marys St        | Er. Res. Alt.       | (V/L)   |
| 22656 |    | John Emmons                    | 10 Old Orchard Comm   | Er. Res. Alt.       | •       |
| 22657 |    | Brandon & Silvia Steele        | 6 Buckingham Ct       | Er. Fence           |         |
| 22658 |    | David E Evans III              | 43 Hill Valley Dr     | Er. Res. Alt.       |         |
| 22659 |    | Shirley Morrison               | 3738 Walden Ave       | Er. Sign - Temp     |         |
| 22660 |    | Majestic Pools Inc.            | 2 Chestnut Corner     | Er. Fence           |         |
| 22661 |    | Majestic Pools Inc.            | 2 Chestnut Corner     | Er. Pool-In Grnd    |         |
| 22662 |    | Majestic Pools Inc.            | 4 Westbury Ln         | Er. Pool-In Grnd    |         |
| - /=  |    | <b>3</b>                       | <b>3</b>              |                     |         |

| 22663 | Bill Wirth Roofing & Siding  | 23 Stone Hedge Dr   | Re-Roof           |       |
|-------|------------------------------|---------------------|-------------------|-------|
| 22664 | Alliance Construction of WNY | 79 Middlebury Ln    | Er. DwlgSin.      |       |
| 22665 | Beth A Gerstein              | 32 Norris Ave       | Er. Deck          | (V/L) |
| 22666 | Brandon & Silvia Steele      | 6 Buckingham Ct     | Er. Pool-In Grnd  |       |
| 22667 | Jonathan Gajkowski           | 21 Veterans Dr      | Re-Roof           | (V/L) |
| 22668 | Christopher E. Koenig        | 34 Tranquility Trl  | Er. Pool-Abv Grnd |       |
| 22669 | Marc Beebe                   | 14 Old Orchard Comm | Re-Roof           |       |
| 22670 | Marc Beebe                   | 33 Katelyn Ln       | Re-Roof           |       |
| 22671 | Seibold Construction Inc.    | 31 Bentley Cir      | Re-Roof           |       |
| 22672 | Robert Garbacz               | 172 Cemetery Rd     | Er. Pool-Abv Grnd |       |
| 22673 | Jennifer Yunker              | 31 Sussex Ln        | Er. Res. Alt.     |       |
| 22674 | John P Killian               | 23 Park Blvd        | Er. Shed          | (V/L) |
| 22675 | Lancaster Land LP            | 14 Prairie Ln       | Er. DwlgSin.      |       |
| 22676 | Change-O-Siding Inc.         | 55 Simme Rd         | Re-Roof           |       |
| 22677 | All Star Fence               | 41 Tranquility Trl  | Er. Fence         |       |
| 22678 | Brian & Ann Fenik            | 5 Broadmoor Ct      | Er. Deck          |       |
| 22679 | Michele Philomena Schultz    | 23 Tranquility Trl  | Er. Fence         |       |
| 22680 | Karen Sinclair               | 42 Tranquility Trl  | Er. Shed          |       |
| 22681 | Richard Harvey Jr.           | 274 Aurora St       | Er. Shed          | (V/L) |
| 22683 | David & Michele Wyse         | 33 Stone Hedge Dr   | Re-Roof           |       |
| 22684 | Gary & Cathleen Beyer        | 3585 Bowen Rd       | Re-Roof           |       |
| 22685 | Richard & Nadine Sears       | 24 Wilkshire Pl     | Er. Res. Alt.     | (V/L) |
| 22686 | Ivan & Shirley Soto          | 1 Pondview Ct       | Er. Shed          |       |
| 22687 | <b>Building Solutions</b>    | 72 Second Ave       | Re-Roof           | (V/L) |
| 22688 | Danielle Bauchle             | 69 First Ave        | Er. Fence         | (V/L) |

#### **BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

#### **BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

THE FOLLOWING RESOLUTION WAS OFFERED BY MEMBER STEMPNIAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER, TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster has held a public hearing on May 5, 2014, pursuant to Chapter 50-Zoning, Section 20 (B)(j) of the Code of the Town Lancaster, upon the application of **Drew Arlotta**, **Owner of Hygloss Kustomz**, for a Special Use Permit to conduct an automotive restoration business on premises located at 505 D Erie Street, in the Town of Lancaster, Erie County, New York, and

**WHEREAS**, persons for and against such Special Use Permit have had an opportunity to be heard;

#### NOW, THEREFORE, BE IT

**RESOLVED**, that to Chapter 50-Zoning, Section 20 (B)(j), entitled "Commercial Motor Service District (CMS)" of the Code of Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Drew Arlotta**, **Owner of Hygloss Kustomz**, for the property locally known as 505 D Erie Street in the Town of Lancaster, New York, upon the conditions as set forth in the Zoning Ordinance and the following conditions:

- 1. No outside storage of vehicles, car parts, tires, containers or materials from the business.
- **2.** No work to be done outside the building.
- **3.** Must comply with Town Code Noise Ordinance.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

May 19, 2014

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCIL MEMBER STEMPNIAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER, TO WIT:

WHEREAS, K & K Development of Alden, LLC located at 1663 County Line Road, Alden, New York 14004 has heretofore applied for approval of a forty-two (42) single family home development to be known as "Autumnwood Subdivision" located on Bowen Road in the Town of Lancaster, and

**WHEREAS**, the Preliminary Plat was submitted to the Planning Board and was approved at their April 3, 2013 meeting, and

**WHEREAS**, the Town Engineer has given his approval to the filing of this Subdivision which is to include five (5) fire hydrants, and

**WHEREAS**, the Town, acting as lead agency has completed an environmental review in conformance with SEQR (State Environmental Quality Review) regulations on June 17, 2013 and a Negative Declaration was given, and

**WHEREAS**, the Town Board of the Town of Lancaster has duly reviewed and considered the proposed subdivision;

### **NOW, THEREFORE, BE IT RESOLVED**, as follows:

- 1. That the Town Board of the Town of Lancaster hereby approves the proposed forty-two (42) single family home development final plat as prepared by Greenman-Pedersen, Inc., dated March 27, 2014 and filed with the Town Clerk April 17, 2014 for said development to be known as the "Autumnwood Subdivision" for filing in the Erie County Clerk's office.
- 2. That the Town Clerk be and is hereby directed to properly endorse the approval of the Town Board of the Town of Lancaster on the linen copy thereof.

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCIL MEMBER STEMPNIAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER, TO WIT:

**WHEREAS**, the Town Board is considering the construction of a new 5000 square foot metal building with associated site improvements on a 1.5± acre parcel located at 110 Rotech Drive in the Town of Lancaster submitted by Elea Enterprises, LLC (c/o P.A.T. Construction), and

**WHEREAS**, the Town of Lancaster Municipal Review Committee has reviewed the environmental impact of this construction project pursuant to SEQR regulations at their meeting on May 5, 2014 and recommended that a Negative Declaration be issued, and

**WHEREAS**, the Town Board has duly considered the plans for the building, the short Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c) of the State Environmental Quality Review Act ("SEQRA") regulations, and such other information deemed appropriate, including the recommendation of the Municipal Review Committee; and

**WHEREAS**, the Town Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

**WHEREAS**, the proposed action has been labeled an "Unlisted" action under SEQRA.

### NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Lancaster that:

- 1. This project, described as the construction of a 5000 square foot metal building with associated site improvements on a  $1.5\pm$  acre parcel. Site improvements will include an asphalt paved parking lot with 8 parking spaces (including 1 HC accessible space), water service, a septic system, stormwater detention system and site landscaping. The total ground disturbance will be approximately  $0.6\pm$  acres, will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein.
- 2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
- 3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
  - **4**. This resolution is effective immediately.

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

### **NEGATIVE DECLARATION Determination of Non-Significance**

#### **Town of Lancaster Town Board**

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

**Dated: May 19, 2014** 

The Town of Lancaster Town Board (the "Town Board"), has reviewed the proposed construction of a 5000 square foot metal building with associated site improvements on a  $1.5\pm$  acre parcel submitted by Elea Enterprises, LLC (c/o P.A.T. Construction). The Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Elea Enterprises, LLC

**Location of Action:** 110 Rotech Drive, Lancaster, New York 14086, Erie County.

**SEQR Status:** Unlisted Action.

<u>Description of Action</u>: The construction of a of a 5000 square foot metal building with associated site improvements on a 1.5± acre parcel. Site improvements will include an asphalt paved parking lot with 8 parking spaces (including 1 HC accessible space), water service, a septic system, stormwater detention system and site landscaping. The total ground disturbance will be approximately 0.6± acres.

**Reasons Supporting this Determination:** Potential environmental impacts associated with the Project were identified in the Environmental Assessment Form. The Town analyzed the project under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). As indicated below based on each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment.

- 1. The proposed action will not create a material conflict with an adopted land use plan or zoning regulations.
- 2. The proposed action will not result in a change in the use or intensity of use of land.
- **3.** The proposed action will not impair the character or quality of the existing community.
- **4.** The Town of Lancaster has not established a Critical Environmental Area (CEA).
- **5.** The proposed action will not result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway.

- **6.** The proposed action will not cause an increase in the use of energy or fail to incorporate reasonably available energy conservation or renewable energy opportunities.
- **7.** The proposed action will not impact existing public/private water supplies or public/private wastewater treatment utilities.
- **8.** The proposed action will not impair the character or quality of important historic, archaeological, architectural or aesthetic resources.
- **9.** The proposed action will not result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna).
- **10.** The proposed action will not result in an increase in the potential for erosion, flooding or drainage problems.
- **11.** The proposed action will not create a hazard to environmental resources or human health.

#### **For Further Information:**

Contact Person: John M. Dudziak, Town Attorney

Town of Lancaster

Address: 21 Central Avenue

Lancaster, New York 14086

Telephone Number: (716) 684-3342

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCIL MEMBER STEMPNIAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER, TO WIT:

**WHEREAS**, the Town Board is considering the construction of a 3,200 square foot addition on the west side of the existing **Jiffy-Tite** facility and a re-design of the existing parking lot located at 4437 Walden Avenue in the Town of Lancaster, and

**WHEREAS**, the Town of Lancaster Municipal Review Committee has reviewed the environmental impact of this construction project pursuant to SEQR regulations at their meeting on May 5, 2014 and recommended that a Negative Declaration be issued, and

**WHEREAS**, the Town Board has duly considered the plans for the building, the short Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c) of the State Environmental Quality Review Act ("SEQRA") regulations, and such other information deemed appropriate, including the recommendation of the Municipal Review Committee; and

**WHEREAS**, the Town Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

**WHEREAS**, the proposed action has been labeled an "Unlisted" action under SEQRA.

### NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Lancaster that:

- 1. This project, described as the building of a 3,200 square foot addition on the west side of the existing facility and redesign of existing parking lot on west side, will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein.
- **2**. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
- 3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
  - **4**. This resolution is effective immediately.

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

### **NEGATIVE DECLARATION Determination of Non-Significance**

#### **Town of Lancaster Town Board**

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

**Dated: May 19, 2014** 

The Town of Lancaster Town Board (the "Town Board"), has reviewed the proposed construction of a two story residential apartment (5 units) and commercial storefront on a vacant one acre parcel which includes paved surface parking, utilities and landscape improvements. The Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

**Name of Action:** Jiffy-Tite Building Addition

**Location of Action:** 4437 Walden Avenue, Lancaster, New York 14086, Erie County.

**SEQR Status:** Unlisted Action.

**<u>Description of Action</u>**: The construction of a 3,200 square foot addition on the west side of the existing facility and redesign of existing parking lot on west side.

Reasons Supporting this Determination: Potential environmental impacts associated with the Project were identified in the Environmental Assessment Form. The Town analyzed the project under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). As indicated below based on each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment.

- **1.** The proposed action will not create a material conflict with an adopted land use plan or zoning regulations.
- **2.** The proposed action will not result in a change in the use or intensity of use of land.
- **3.** The proposed action will not impair the character or quality of the existing community.
- **4.** The Town of Lancaster has not established a Critical Environmental Area (CEA).
- **5.** The proposed action will not result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway.
- **6.** The proposed action will not cause an increase in the use of energy or fail to incorporate reasonably available energy conservation or renewable energy opportunities.

- **7.** The proposed action will not impact existing public/private water supplies or public/private wastewater treatment utilities.
- **8.** The proposed action will not impair the character or quality of important historic, archaeological, architectural or aesthetic resources.
- **9.** The proposed action will not result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna).
- **10.** The proposed action will not result in an increase in the potential for erosion, flooding or drainage problems.
- **11.** The proposed action will not create a hazard to environmental resources or human health.

#### For Further Information:

Contact Person: John M. Dudziak, Town Attorney

Town of Lancaster

Address: 21 Central Avenue

Lancaster, New York 14086

Telephone Number: (716) 684-3342

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCIL MEMBER STEMPNIAK WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER, TO WIT:

**WHEREAS**, Elea Enterprises, LLC (c/o P.A.T. Construction), has submitted a site plan prepared by Silvestri Architects, PC dated March 18, 2014, and received March 19, 2014 for the proposed construction of a 5,000 s.f. metal building with associated site improvements to be located at 110 Rotech Drive, in the Town of Lancaster, and

**WHEREAS**, the site plan for this project was submitted to the Planning Board and was approved at their April 2, 2014 meeting, and

WHEREAS, the Town, acting as lead agency has completed an environmental review on May 5, 2014, in conformance with SEQR (State Environmental Quality Review) regulations and on May 19, 2014 a Negative Declaration was issued.

#### NOW, THEREFORE, BE IT

**RESOLVED**, that the Town Board of the Town of Lancaster hereby approves the site plan submitted by Elea Enterprises, LLC (c/o P.A.T. Construction), and prepared by Silvestri Architects, PC, dated March 18, 2014, and received March 19, 2014 for the proposed construction of a 5,000 s.f. metal building with associated site improvements to be located at 110 Rotech Drive in the Town of Lancaster.

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCIL MEMBER STEMPNIAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER, TO WIT:

WHEREAS, the Jiffy-Tite Company, has submitted a site plan prepared by Apex Consulting Survey & Engineering Services, P.C., dated March 21, 2014 and received April 3, 2014 for the proposed construction of a 3,200 s.f. Building Addition with Site Improvements located at 4437 Walden Avenue, in the Town of Lancaster, and

**WHEREAS**, the site plan for this project was submitted to the Planning Board and was approved at their April 16, 2014 meeting, and

**WHEREAS**, the Town, acting as lead agency has completed an environmental review on May 5, 2014, in conformance with SEQR (State Environmental Quality Review) regulations and on May 19, 2014 a Negative Declaration was issued.

#### NOW, THEREFORE, BE IT

**RESOLVED**, that the Town Board of the Town of Lancaster hereby approves the site plan submitted by Jiffy-Tite Company and prepared by Apex Consulting Survey & Engineering Services, P.C., dated March 21, 2014 and received April 3, 2014 for the proposed construction of a 3,200 s.f. Building Addition with Site Improvements located at 4437 Walden Avenue, in the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

May 19, 2014

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR FUDOLI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER, TO WIT:

#### NOW THEREFOR BE IT

**RESOLVED**, that the undersigned members of the Town Board of the Town of Lancaster, Erie County, New York upon reading the Appointment of Hearing executed by Dino J. Fudoli, Supervisor dated April 21, 2014; the Notice of Public Hearing published on April 24, 2014 in the Lancaster Bee; and the Report of Hearing Officer dated May 8, 2014, hereby approve the "Approval to Refinance" for the Twin District Volunteer Fire Company, Inc., attached hereto and further direct that the Lancaster Town Supervisor execute such "Approval to Refinance" on behalf of the Town Board.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

May 19, 2014

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCIL MEMBER STEMPNIAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER. TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 50-Zoning Section 17 (F) of the Code of the Town of Lancaster, upon the application of **Richard J. Koch**, for a Special Use Permit for a Home Occupation (C.P.A. Office) on premises located at 60 Michael's Walk, Lancaster, New York, and the Board issued such Special Use Permit on June 16, 2008, this Special Use Permit is subject to renewal upon application by the resident, and

WHEREAS, Richard J. Koch has requested that the Town Board renew the Special Use Permit for an additional two (2) year period, and

**WHEREAS**, the Code Enforcement Officer has recommended his approval of this Special Use Permit in his letter dated May 7, 2014

### NOW THEREFORE, BE IT RESOLVED, as follows:

- 1. That pursuant to Chapter 50-Zoning, Section 17 (F), entitled "Home Occupation", of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Richard J. Koch**, for a Home Occupation (C.P.A. Office) on premises located at 60 Michael's Walk, Lancaster, New York, upon the terms and conditions as set forth in the Zoning Ordinance for the period beginning June 16, 2014 and continuing through June 15, 2016, and
- **2.** That the applicant will continue in compliance with conditions as set forth in Chapter 50, Section F, of the Code of the Town of Lancaster as long as the applicant continues to engage in the home occupation on the premises, namely
  - a. This Special Use Permit terminates when the applicant no longer resides on the premises.
  - b. Permit must be renewed every two (2) years at no additional cost to applicant.

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCIL MEMBER ABRAHAM, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER, TO WIT:

#### WHEREAS, Surianello General Concrete Contractors, Inc., 635

Wyoming Avenue, Buffalo, New York 14215, the contractor for the 2013 Sidewalk Ramp Replacement Project, has submitted Change Order No. 1 in the amount of \$28,237.50 to the Town Board for their approval, based on the addendum descriptions of additional work to be performed provided to the Town Board, and

#### NOW, THEREFORE, BE IT

**RESOLVED**, that the Town Board of the Town of Lancaster hereby approves Change Order No. 1 to Surianello General Concrete Contractors, Inc., with respect to the descriptions previously provided to the Town Board:

#### **DESCRIPTION OF CHANGE ORDER NO. 1:**

Additional compensation for furnishing and installing an additional 100 square yards of sidewalk ramp work at the initially awarded unit price per square yard and provide restoration work not included in the original scope of work previously awarded.

#### **CHANGE ORDER NO. 1:**

| The original Contract Sum was                           | \$56,700.00 |
|---|-------------|
| The Contract Sum will be increased by this Change Order |             |
| in the amount of  | \$28,237.50 |
| The new Contract Sum increased                          |             |
| including this Change Order will be                     | \$84,937.50 |

#### **BE IT FURTHER**

**RESOLVED**, that the Supervisor be and is hereby authorized to execute this Change Order on behalf of the Town of Lancaster.

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCIL MEMBER AQUINO, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER TO WIT:

**WHEREAS,** Windsor Ridge Partners, LLC, 501 John James Audubon Parkway, Amherst, New York 14228 has applied to the Town Board of the Town of Lancaster for permits for Public Improvements upon real property in the Town of Lancaster within Windsor Ridge South Subdivision Phase I, Part II, and

**WHEREAS,** the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public improvements requested, and that they conform to the Ordinances of the Town of Lancaster.

#### NOW, THEREFORE, BE IT

**RESOLVED,** that Public Improvement Permit Application Nos. 728, 729, 730 and 731 of Windsor Ridge Partners, LLC, 501 John James Audubon Parkway, Amherst, New York 14228 which are permits for Public Improvements for the installation of:

P.I.P. No. 728 (Pavement & Curb) Windsor Ridge South Subdivision, Phase I, Part II, Worthington Lane. Installation of 1,091 ± LF 28′ Wide asphaltic conc. Pavement, Mirafi 140N Fabric, 12″ sub-base No. 2 (NYSDOT 304.02), 4″ Base Type 1 (NYSDOT 403.11), 2 ½ Dense Binder Type 3 (NYSDOT 403.13), 1 ½″ Top Type 7F (NYSDOT 403.1901), 2,063± LF upright concrete curb w/6″ underdrain and one temporary turnaround.

P.I.P. No. 729 (Detention Basin)

Windsor Ridge South Subdivision, Phase I, Part II, North of Worthington Lane, rear of sublots 126 thru 131. Installation of detention basin along with all erosion control devides depicted on sheets 77, 78 and 79 and as per detail sheet 80. Work to include relocation of 35,000± CY stock pile.

P.I.P. No.730 (Storm Sewer)

Windsor Ridge South Subdivision, Phase I, Part II, on Worthington Lane. Installation of approx.. 356± LF of 6" PVC, 689± LF of 8" PVC, 167± LF of 10" HDPE, 556± LF of 12" HDPE, 182± of 15" HDPE, 314± LF of 18" HDPE, 919± LF of 24" HDPE, manholes – 7 each, receivers – 6 each, LD rcvrs – 11 each, BY rcvrs – 18 each, sediment chamber – 1 each, outfall – 1 each.

P.I.P. No. 731 (Water Line)

Windsor Ridge South Subdivision, Phase I, Part II, on Worthington Lane. Installation of approx.  $947\pm$  LF 10" PVC, hydrant assemblies – 1 each, 10" line valves – 1 each, sampling points, bends permanent blow-off assemblies and all other appurtenances for a complete installation.

be and are hereby authorized.

#### NOW THEREFORE, BE IT

**RESOLVED**, that the Town Board of the Town of Lancaster agrees to commit to pay the Erie County Water Authority's annual fire hydrant maintenance fee for one (1) fire hydrant within Windsor Ridge South Subdivision, Phase I, Part II, once the hydrant is installed, tested, approved and placed in service.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

May 19, 2014

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCIL MEMBER RUFFINO, WHO MOVED its ADOPTION, SECONDED BY COUNCIL MEMBER, TO WIT:

WHEREAS, §1660 (18) Vehicle and Traffic Law of the State of New York authorizes the Town to restrict and prohibit the parking of vehicles on all roads within the Town except State Highways, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled, "VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER";

#### NOW, THEREFORE,

**BE IT RESOLVED**, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on proposed amendments to the Vehicle and Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 2<sup>nd</sup> day of June, 2014, at 7:15 o'clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published in the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

#### LEGAL NOTICE PUBLIC HEARING

#### AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 19<sup>th</sup> day of May, 2014, the said Town Board will hold a Public Hearing on the 2<sup>nd</sup> day of June, 2014 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of said Town:

#### **CHAPTER 46**

#### ARTICLE X – Parking, Standing, and Stopping

- Parking prohibited in designated locations, is hereby amended by adding thereto the following:
  - A. The parking of vehicles is hereby prohibited in any of the following locations:
    - (14) Heritage Hills Subdivision
      - (j) At the western most portion of Greenmeadow Drive from the western most property line at #40 Greenmeadow Drive to the point where Greenmeadow Drive changes names and jurisdictions.

and

#### ARTICLE X - Parking, Standing, and Stopping

- **46-13.** Standing prohibited in designated locations, is hereby amended by adding thereto the following:
  - A. The standing of vehicles is hereby prohibited in any of the following locations:
    - (14) Heritage Hills Subdivision
      - (j) The south side of Greenmeadow Drive from the western most property line at #40 Greenmeadow Drive to the point where Greenmeadow Drive changes names and jurisdictions.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE TOWN OF LANCASTER

By: JOHANNA M. COLEMAN Town Clerk THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCIL MEMBER ABRAHAM, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER, TO WIT:

WHEREAS, the Town Board previously duly advertised for bids for the purchase of One (1) new and unused **2014 Four Wheel Drive Ford XLT Explorer,** for the use by the Highway Department, and

WHEREAS, the bids were received, opened and reviewed on May 7,

2014, and

**WHEREAS**, by letter dated May 13, 2014 Highway Superintendent, Daniel Amatura has requested that the Town Board reject all bids, and

**WHEREAS**, the Town Board, after due review and consideration has determined to execute its right reserved in the bid documents, to reject all bids received for the purchase of One (1) new and unused 2014 Four Wheel Drive Ford XLT Explorer.

#### NOW, THEREFORE, BE IT

**RESOLVED**, that the Town Board of the Town of Lancaster hereby rejects all bids received for the purchase of One (1) new and unused **2014 Four Wheel Drive**Ford XLT Explorer, for the use by the Highway Department, pursuant to the rights reserved to the Town in the bid documents and directs the Clerk to so advise the bidders and return any bid bond posted in accordance with the bid specifications.

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCIL MEMBER ABRAHAM, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER, TO WIT:

**WHEREAS**, Daniel Amatura, Highway Superintendent of the Town of Lancaster, by letter dated May 13, 2014 has requested authorization to solicit bids for the purchase of One (1) new and unused **2015 Four Wheel Drive Ford XLT Explorer**, for the use by the Highway Department, and

**WHEREAS**, the Highway Department will be considering a trade-in allowance for a 2011 Ford F150 XLT Supercab, Short Bed Four Wheel Drive (Vin# 1FTFX1EFXBFA08079) to offset the cost, and

**WHEREAS**, the purchase will be paid for with funds available in the 2014 Highway Budget Line Item 13-5110-220 (Passenger Vehicles), and

**WHEREAS**, the Town Board has given due review and consideration to the request and deems it in the public's interest to invite public bids in conformance with General Municipal Law §103 of the State of New York; and

### **NOW, THEREFORE, BE IT RESOLVED**, as follows:

- 1. That Bids be received in the Office the Town Clerk by June 10, 2014, at 10:00 A.M. Local Time at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of purchasing One (1) new and unused 2015 Four Wheel Drive Ford XLT Explorer, for the use of the Highway Department in accordance with specifications on file in the Town Clerk's Office, and
- 2. That the Town Clerk be and is hereby authorized to place a Notice to Bidders in the Lancaster Bee and post notices thereof as required by Law, which Notice shall be in the form attached hereto and made a part hereof

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

LEGAL NOTICE TOWN OF LANCASTER

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, that sealed bids will be received by the Town Clerk of the

Town of Lancaster, Erie County, New York, in the Council Chamber of the Town Hall, 21

Central Avenue, Lancaster, New York, up to 10:00 A.M., Local Time, on the 10th day of June,

2014, for the purpose of providing to the Town of Lancaster One (1) new and unused 2015

Four Wheel Drive Ford XLT Explorer, for the use by the Highway Department, in

accordance with specifications on file in the Town Clerk's Office in the Town Hall, 21 Central

Avenue, Lancaster, New York.

A Certified Check or Bid Bond in an amount representing five (5%) of the Total Gross Bid,

payable to the Supervisor of the Town of Lancaster, and a Non-Collusive Bidding Certificate

must accompany each bid.

The Board reserves the right to reject any or all bids and to waive any informalities.

**TOWN BOARD OF THE** TOWN OF LANCASTER

BY: JOHANNA M. COLEMAN

**Town Clerk** 

May 22, 2014

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR FUDOLI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has reviewed the Yard Sale Ordinance of the Code of the Town of Lancaster and has determined it to be in the public interest to amend Chapter 49, "YARD SALES" of the Code of the Town of Lancaster by deleting §49-2 Application for permit, in its entirety and enacting in place thereof a new §49-2, Application for permit Section of Chapter 49, "YARD SALES" of the Code of the Town of Lancaster which shall read as follows:

#### **CHAPTER 49 – YARD SALES**

#### §49-2. Application for permit.

All parties desiring to hold a sale of personal property of any kind whatsoever where the public is invited onto a residential site shall obtain a permit from the Town Clerk's office of the Town of Lancaster at least 10 days prior to the sale date(s).

And to delete §49-5. Posting of signs, in its entirety and enacting in place thereof a new §49-5, Posting of signs Section of Chapter 49, which shall read as follows:

#### §49-5. Posting of signs.

- **A.** All signs posted advertising such a sale must be temporary in nature and must be removed immediately after the sale ends. Failure to remove signs in a timely fashion may be reason to deny a future permit.
- **B.** Prior to the first day of the yard sale, the Lancaster Highway Department may post "NO PARKING" signs in the neighborhood. At the conclusion of each yard sale activity, the resident hosting the sale is to collect the "NO PARKING" signs and place them in their yard. The signs are not to be disposed of, instead call the Highway Department at 683-3426 informing them of the location of the signs. Town employees will pick up the signs on the first work day following resident notification.

#### NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York entitled Town Ordinances, a Public Hearing on a proposed amendment to the Town Ordinance entitled "YARD SALES," desginaed as Chapter 49, Sections 49-2 Application for Permit and 49-5 Posting of signs, of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York on the 2<sup>nd</sup> day of June, 2014, at 7:15 o'clock P.M., Local Time, and that Notice of the time and place of such hearing be published in the official newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

May 19, 2014

# LEGAL NOTICE PUBLIC HEARING ALARM SYSTEMS ORDINANCE TOWN OF LANCASTER

**LEGAL NOTICE IS HEREBY GIVEN**, that pursuant to Section 130 of the Town Law of the State of New York entitled Town Ordinances, and pursuant to a resolution of the Town Board of the Town of Lancaster adopted the 19<sup>th</sup> day of May, 2014, the Lancaster Town Board will hold a Public Hearing on the 2<sup>nd</sup> day of June, 2014 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested parties upon the following proposed amendment to the Ordinance entitled "YARD SALES" designated as Chapter 49, Sections 49-2 Application of Permit and 49-5 Posting of signs. of the Code of the Town of Lancaster briefly described as follows:

#### **CHAPTER 49 – YARD SALES**

§49-2. Application for permit.

All parties desiring to hold a sale of personal property of any kind whatsoever where the public is invited onto a residential site shall obtain a permit from the Town Clerk's office of the Town of Lancaster at least 10 days prior to the sale date(s).

#### §49-5. Posting of signs.

- **A.** All signs posted advertising such a sale must be temporary in nature and must be removed immediately after the sale ends. Failure to remove signs in a timely fashion may be reason to deny a future permit.
- **B.** Prior to the first day of the yard sale, the Lancaster Highway Department may post "NO PARKING" signs in the neighborhood. At the conclusion of each yard sale activity, the resident hosting the sale is to collect the "NO PARKING" signs and place them in their yard. The signs are not to be disposed of, instead call the Highway Department at 683-3426 informing them of the location of the signs. Town employees will pick up the signs on the first work day following resident notification.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE TOWN OF LANCASTER

BY: JOHANNA M. COLEMAN Town Clerk THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR FUDOLI WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER , TO WIT:

**WHEREAS**, the General Crew Chief Terrence McCracken, by letter dated May 14, 2014, has requested the appointment of part-time temporary seasonal employees to work in the Parks, Recreation and Forestry Department.

#### NOW, THEREFORE, BE IT

**RESOLVED**, that the following individuals are hereby appointed to the following part-time temporary seasonal positions, for a period not to exceed five (5) months, in the Parks, Recreation and Forestry Department effective May 20, 2014, and that these being part-time positions provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

| <u>NAME</u>                                    | <u>POSITION</u>                              | PAY RATE/HR. |
|--|--|--------------|
| George Besch (rehire)<br>Lancaster, NY         | Recreation Attendant (Tennis Supervisor)     | \$16.25      |
| Gabrielle Cumbo (rehire)<br>Lancaster, NY      | Recreation Attendant<br>(Tennis Instructor)  | \$8.00       |
| Brandon Kryszak (rehire)<br>Lancaster, NY      | Recreation Attendant (Tennis Instructor)     | \$8.00       |
| Ryan Londos (new hire)<br>Depew, NY            | Recreation Attendant<br>(Tennis Instructor)  | \$8.00       |
| Chelsea Mang (rehire)<br>Lancaster, NY         | Recreation Attendant (Tennis Instructor)     | \$9.40       |
| Thao-Charline Nguyen (rehire)<br>Lancaster, NY | Recreation Attendant (Tennis Instructor)     | \$8.00       |
| Ashley Romance (rehire)<br>Lancaster, NY       | Recreation Attendant (Tennis Instructor)     | \$8.00       |
| Casey Roth (rehire)<br>Lancaster, NY           | Recreation Attendant<br>(Tennis Instructor)  | \$8.00       |
| Emily Staebell (rehire)<br>Depew, NY           | Recreation Attendant<br>(Tennis Instructor)  | \$8.00       |
| Catie Veiders (new hire)<br>Depew, NY          | Recreation Attendant<br>(Tennis Instructor)  | \$8.00       |
| Nicholas Wojtkiewicz (rehire)<br>Lancaster, NY | Recreation Attendant<br>(Tennis Instructor)  | \$8.00       |
| Anthony Ambrose (rehire)<br>Lancaster, NY      | Recreation Attendant (Playground Supervisor) | \$10.50      |
| Joseph Aquino (rehire)<br>Lancaster, NY        | Recreation Attendant (Playground Supervisor) | \$10.50      |
| Katie Herdzik (rehire)<br>Lancaster, NY        | Recreation Attendant (Playground Supervisor) | \$10.50      |

| Kristen Warner (rehire)<br>Lancaster, NY      | Recreation Attendant<br>(Playground Supervisor) | \$10.00 |
|---|---|---------|
| Krista Blask (rehire)<br>Depew, NY            | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Lauren Betzig (new hire)<br>Depew, NY         | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Kayla Bicknell (new hire)<br>Depew, NY        | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Emily Boughton (rehire)<br>Lancaster, NY      | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Ryan Cook (rehire)<br>Lancaster, NY           | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Michelle DelPrince (rehire)<br>Lancaster, NY  | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Bailey Dembski (new hire)<br>Lancaster, NY    | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Larissa Filipski (new hire)<br>Lancaster, NY  | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Thomas Fortman (rehire)<br>Lancaster, NY      | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Samantha Giardina (new hire)<br>Lancaster, NY | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Megan Gorenflo (rehire)<br>Lancaster, NY      | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Margaret Herdzik (rehire)<br>Lancaster, NY    | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Christopher Juergens (new hire)<br>Depew, NY  | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Lauren Kotas (rehire)<br>Lancaster, NY        | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Kelly Krnjaich (new hire)<br>Lancaster, NY    | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Kelly Leonard (rehire)<br>Lancaster, NY       | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Lucas Maciejewski (new hire)<br>Lancaster, NY | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Hanna Perillo (new hire)<br>Lancaster, NY     | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Angela Sanita (rehire)<br>Lancaster, NY       | Recreation Attendant (Playground Attendant)     | \$8.00  |
| Alyson Sylvester (rehire)<br>Lancaster, NY    | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
| Heather Teichmann (new hire)<br>Lancaster, NY | Recreation Attendant<br>(Playground Attendant)  | \$8.00  |
|   |   |         |

| Taylor Watson (rehire)<br>Lancaster, NY        | Recreation Attendant (Playground Attendant) | \$8.00 |
|--|---|--------|
| Alexander Wukovits (rehire)<br>Lancaster, NY   | Recreation Attendant (Playground Attendant) | \$8.00 |
| Paul Bartholomew (new hire)<br>Depew, NY       | Laborer                                     | \$8.00 |
| Quintin Gill (new hire)<br>Lancaster, NY       | Laborer                                     | \$8.00 |
| Matthew Marinaccio (new hire)<br>Lancaster, NY | Laborer                                     | \$8.00 |
| Anthony Marrano (new hire)<br>Lancaster        | Laborer                                     | \$8.00 |
| Ethan Schwach (new hire)<br>Lancaster, NY      | Laborer                                     | \$8.00 |
| Emily Bassett (new hire)<br>Depew, NY          | Lifeguard (Substitute)                      | \$9.00 |
| Corinne Glauber (new hire)<br>Depew, NY        | Lifeguard (Substitute)                      | \$9.00 |
| Sean Gorenflo (new hire)<br>Lancaster, NY      | Lifeguard (Substitute)                      | \$9.00 |
| Jesse Kucewicz (new hire)<br>Lancaster, NY     | Lifeguard (Substitute)                      | \$9.00 |
| Jacob Loecher (new hire)<br>Lancaster, NY      | Lifeguard (Substitute)                      | \$9.00 |
| Daniel Rudz (new hire)<br>Lancaster, NY        | Lifeguard (Substitute)                      | \$9.00 |
| Erin Sullivan (new hire)<br>Depew, NY          | Lifeguard (Substitute)                      | \$9.00 |
| Daniel Sutch (new hire)<br>Lancaster, NY       | Lifeguard (Substitute)                      | \$9.00 |

#### BE IT FURTHER,

**RESOLVED,** that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR FUDOLI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER , TO WIT:

WHEREAS, the Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated May 9, 2014, has recommended the appointment of one (1) individual to the position of Tutor part-time permanent at the Youth Bureau, working not more than nineteen and three-quarter hours per week.

#### NOW, THEREFORE, BE IT

**RESOLVED**, that the following individual be and is hereby appointed to the position of Tutor part-time permanent at the Youth Bureau, working not more than nineteen and three-quarter hours per week, retroactive to May 12, 2014, and that this being a part-time position, provides no health insurance, sick days, vacation, or other fringe benefits not specifically mandated for part-time employees:

NAME PAY RATE/HR.

Heather Hyla (new hire) Lancaster, NY \$15.00

**RESOLVED,** that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |

May 19, 2014

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR FUDOLI WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER , TO WIT:

**WHEREAS**, the Supervisor of the Town of Lancaster, by letter dated May 14, 2014, has requested the appointment of Morgan Fay (formerly Morgan Miner) to the position of Payroll Supervisor in the Town of Lancaster Supervisor's Office, and

**WHEREAS,** Morgan Fay is currently appointed to the position of Payroll Supervisor (Provisional) in the Town of Supervisor's Office, and

**WHEREAS,** Morgan Fay qualifies for permanent appointment to this position pursuant to the standards and procedures as set forth in the Civil Service Law.

#### NOW, THEREFORE, BE IT

**RESOLVED,** (a) that Morgan Fay of Lancaster, New York, be and is hereby appointed at her current annual salary to the position of Payroll Supervisor in the Town of Lancaster Supervisor's Office, effective May 20, 2013, (b) that this shall be a permanent appointment subject to an 8-week probationary period as prescribed by Civil Service Law, and (c) that this appointment shall be governed by the same terms and conditions as apply to other non-represented, full-time permanent Town employees; and

#### **BE IT FURTHER**

**RESOLVED,** that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

| COUNCIL MEMBER ABRAHAM   | VOTED |
|--------------------------|-------|
| COUNCIL MEMBER AQUINO    | VOTED |
| COUNCIL MEMBER RUFFINO   | VOTED |
| COUNCIL MEMBER STEMPNIAK | VOTED |
| SUPERVISOR FUDOLI        | VOTED |